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DEPARTMENT OF
WATER RESOURCES

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*Attorneys for Idaho Ground Water
Appropriators, Inc.*

BEFORE DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO

IN THE MATTER OF THE
PETITION FOR DELIVERY CALL
OF A&B IRRIGATION DISTRICT
FOR THE DELIVERY OF GROUND
WATER AND FOR THE CREATION
OF A GROUND WATER
MANAGEMENT AREA

Docket No.: 37-03-11-1

**JOINT NOTICE OF TAKING
EXPERT DEPOSITION DUCES
TECUM OF EXPERT WITNESS,
DAVID B. SHAW**

TO: DAVID B. SHAW

PLEASE TAKE NOTICE, that counsel for the City of Pocatello ("Pocatello") and Idaho Ground Water Appropriators, Inc., and its Ground Water District members, for and on behalf of their respective members (collectively "IGWA"), will jointly take the testimony upon oral examination of DAVID B. SHAW pursuant to Rule 30 and other applicable rules of the Idaho Rules of Civil Procedure. The deposition will take place

before a court reporter and Notary Public with the firm of M & M Court Reporting Service, on **September 19, 2008 at 2:00 p.m.** and continuing from time to time until completed, at the BARKER ROSHOLT & SIMPSON LLP, located at 1010 W Jefferson, Suite 303, Boise, Idaho 83701, at which time and place you are notified to appear and take part in such examination. In the event Mr. Sullivan's deposition is not completed by mid-day on September 19th, Mr. Shaw's deposition will be re-noticed for a later date convenient to all counsel and before the close of discovery in this matter.

Pursuant to Idaho Rules of Civil Procedure 26, 30(b)(5), and 34, you are further instructed to bring to the deposition:

(1) all documents relied upon, incorporated, produced or utilized by you in connection with preparation of the "A & B Irrigation District Expert Report" dated July 16, 2008, and the "Direct Testimony of David B. Shaw" dated July 16, 2008; and

(2) all documents you have reviewed and will review in preparation for this deposition.

For purposes of this notice, "document" includes but it not limited to memoranda, notes, graphs, logs (including but not limited to well logs), letters, pleadings, maps, sketches, summaries, publications, receipts, records, ledgers, legal documents, interoffice communications, invoices, plans, designs, drawings, communications in whatever form, flow charts, pamphlets, studies, plats, worksheets, manuals, and data compilations in whatever form. "Document" shall further collectively include the original, duplicate original and any or all copies or reproductions of the original document, to the extent that any or all copies are different in any way from the original document, whether by

interlineations, notations, or indication of copies sent or received otherwise, which are within your possession, custody or control.

DATED this 22nd day of August, 2008.

Pocatello's Attorneys


A. DEAN TRANMER

WHITE & JANKOWSKI, LLP


SARAH A. KLAHN

DATED this 22nd day of August, 2008.

IGWA's attorneys

RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED


CANDICE M. MCHUGH

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of August, 2008, the above and foregoing was served by email to those with email or by placing a copy in the U.S. Mail, postage prepaid and addressed to the following:



CANDICE M. MCHUGH

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